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NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

MEMRY CORPORATION,

Plaintiff,

v.

KENTUCKY OIL TECHNOLOGY, N.V.,  
PETER BESSELINK, MEMORY METALS  
HOLLAND, B.V.,

Defendants.

Case No. C04-03843 RMW (HRL)

**ORDER RE: GEENAN DECLARATION  
FOR AWARD OF SANCTIONS**

Re: Docket No. 310

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KENTUCKY OIL TECHNOLOGY, N.V.,

Counterclaimant,

v.

MEMRY CORPORATION and  
SCHLUMBERGER TECHNOLOGY  
CORPORATION,

Counterdefendants.

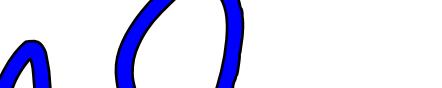
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The court has reviewed Nancy Geenan's declaration for an award of sanctions and Kentucky Oil Technology, N.V.'s response to that declaration, both submitted pursuant to this court's order of January 4, 2007. Based upon the papers submitted and upon the court's assessment of what is fair, reasonable, and appropriate under the circumstances, the court

1 ORDERS Kentucky Oil, to pay \$10,009.00 in sanctions for its failure to adequately disclose its  
2 estimated monetary damages pursuant to Federal Rule of Civil Procedure 26(a). Payment shall  
3 be made to Schlumberger Technology Corporation by February 20, 2007.

## IT IS SO ORDERED.

7 || Dated: 2/6/07

A handwritten signature in blue ink, appearing to read "Howard R. Lloyd".

**United States District Court**  
For the Northern District of California

1 THIS SHALL CERTIFY THAT A COPY OF THIS ORDER WILL BE SENT TO:  
2  
3 Michael H. Bierman mbierman@luce.com,  
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5 William J. Cass WCass@CantorColburn.com,  
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\* Counsel are responsible for providing copies of this order to co-counsel.

21 Dated: 2/6/07

/s/ JMM

22 Chambers of Magistrate Judge Lloyd